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UNITED STATES DISTRICT COURT
FOR NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

JOSE FELIPE RUIZ; CARLOS AGUILAR
RIVAS; MARCELINO HERNANDEZ;
ALEJANDRO AGUILAR; RAMIRO
HERNANDEZ PARRA; SALOMON GOMEZ;
MAURO HERNANDEZ; HERIBERTO
PAMAZ-LUCAS; ANTONIO HERNANDEZ;
ANTONIO GONZALES; and ALEJANDRO
GONZALES,

Plaintiffs,

vs.

ARMANDO VARGAS; JAVIER VARGAS;
NOE VARGAS; EDITH R. SAUNO;

Defendants

ARMANDO VARGAS

Cross-Complainant

Vs

EDITH R. SAUNO

Cross-Defendant

Case No.: 08-CV-01804PVT

**STIPULATION REFERRING MATTER TO
PRIVATE ARBITRATION AND
[XXXXXXXXXXXXX] ORDER**

The parties submit the following Stipulation, to remove the matter from the Court's ADR Program and to allow the parties to go to private mediation

WHEREAS, the Court referred the matter to the Court's Supervised ADR Program;

WHEREAS, the parties seek to have the matter privately mediated to among other things allow the parties to also attempt to settle a related dispute pending in State Court;

WHEREAS, the parties have reserved a date to have this matter mediated on June 19, 2009 by the Honorable Justice Cottle (ret.) of ADR Services Inc.;

WHEREAS, the parties advised the ADR department, during an ADR phone conference with Robin Seifkin, Esq. held on May 28, 2009, of the above and who were instructed to file this stipulation;

IT IS HEREBY STIPULATED by and between the parties, through their respective counsel, as follows:

1. The parties wish the Referral to the Court's Supervised ADR Program terminated.
2. The parties will go to mediation on June 19, 2009 .

FOR PLAINTIFFS

DAL BON & MARGAIN

DATED: May 28, 2009

By: //s// Tomas E. Margain
Tomas E. Margain

**FOR DEFENDANTS
ARMANDO
VARGAS; JAVIER
VARGAS; NOE
VARGAS**

**FISHMAN, LARSEN, GOLDRING
AND ZEITLER**

DATED: May 28, 2009

By: //s// Joshua Daniels

Joshua Daniels

**FOR DEFENDANT
EDITH SAUNO**

DATED: May 28, 2009

By: //s// Amy Carlson
Amy Carlson

ORDER

Pursuant to the Stipulation of the Parties and Good Cause shown, the referral to the Court's Mediation Program is Terminated. The matter will proceed to private mediation. The parties shall report the outcome of the mediation within 5 Court days of the mediation.

IT IS SO ORDERED

DATED: June 1, 2009



Hon. Patricia V. Trumbull
UNITED STATES MAGISTRATE JUDGE